

BEFORE THE  
POSTAL REGULATORY COMMISSION  
WASHINGTON, D.C. 20268-0001

COMPETITIVE PRODUCT PRICES  
PRIORITY MAIL CONTRACTS  
PRIORITY MAIL--NON-PUBLISHED RATES  
(MC2011-15)

Docket No. CP2011-51

**NOTICE OF THE UNITED STATES POSTAL SERVICE OF  
CERTIFICATION PROVIDED IN RESPONSE TO  
COMMISSION ORDER NO. 3735, WITH PORTIONS UNDER SEAL  
(January 23, 2017)**

The United States Postal Service hereby provides its response to Commission Order No. 3735 (issued January 9, 2017), and provides notice of filing the attached certification in response to that Order. The certification is provided as Attachment A to this pleading. In Order No. 3735, the Commission directed the Postal Service to provide notice in this docket stating that all Priority Mail—Non-Published Rates (PMNPR) agreements in effect during calendar years (CYs) 2011 through 2016 (and their respective effective dates) have been identified.

The Postal Service has completed an exhaustive search of all its known sources for contracts over the past two weeks, going back to CY 2011, and has located five expired PMNPR agreements and one active PMNPR agreement that were not filed with the Commission. Serial numbers and effective dates for these contracts are:

<u>Serial Number</u> <sup>1</sup>	<u>Effective Date</u>	<u>Termination Date</u>
PMNPR-FY17-OCT17-0253	October 29, 2016	N/A – Still Active
PMNPR-FY14-DEC14-0254	December 12, 2013	January 25, 2014
PMNPR-FY14-DEC14-0255	December 2, 2013	January 25, 2014
PMNPR-FY14-OCT14-0256	October 9, 2013	January 25, 2014
PMNPR-FY14-NOV14-0257	November 1, 2013	January 25, 2014
PMNPR-FY14-JAN14-0258	January 23, 2014	March 19, 2015

Along with this notice, an unredacted copy of each of these agreements is being filed under seal today.<sup>2</sup> The Postal Service is also filing a separate notice and motion for late acceptance in this docket for the one active PMNPR it recently discovered (PMNPR-FY17-OCT17-0253), along with the required financial inputs for that agreement. If the Commission would prefer a separate notice for the five expired PMNPR agreements, the Postal Service stands ready to provide that notice. A summary of these contracts is provided below.

### **PMNPR AGREEMENT WITH SERIAL NUMBER ENDING IN 0253**

This PMNPR agreement began on October 29, 2016, but it was only reported to Postal Service Headquarters after the Postal Service began its search for missing

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<sup>1</sup> Serial numbers for the five expired PMNPR agreements were assigned the next five serial numbers in order, after a serial number was assigned to the one active PMNPR agreement.

<sup>2</sup> The Postal Service herein incorporates by reference its Application for Non-Public Treatment originally filed in this docket, for the protection of the material filed under seal.

PMNPR agreements. It was not included in the PMNPR tracking spreadsheet when it was signed, or after an effective date had been established, which the Postal Service suspects was a result of human error. This is the only active PMNPR agreement the Postal Service has located that had not been filed with the Commission prior to today.

#### **PMNPR AGREEMENTS WITH SERIAL NUMBERS ENDING IN 0254-0257**

These four PMNPR agreements were signed at published CPP prices, and were terminated quickly thereafter. They were not included on the PMNPR tracking spreadsheet, and were only recently discovered in the Postal Service's search. The Postal Service surmises that these four agreements were not reported because all customers were given published prices for a relatively short time period, prior to termination on January 25, 2014 (roughly three months or less).

#### **PMNPR AGREEMENT WITH SERIAL NUMBER ENDING IN 0258**

This PMNPR agreement was with the same customer as an earlier PMNPR agreement (PMNPR-FY12-AUG12-0006, with an effective date of August 13, 2012), and this same customer has had two different traditional Priority Mail NSAs with the Postal Service. This particular PMNPR agreement was not included on the PMNPR tracking spreadsheet, and was only recently discovered in the Postal Service's search. The Postal Service suspects this agreement was not reported because of confusion between multiple types of Priority Mail NSAs with the same customer.

The aforementioned five expired PMNPR agreements and one active PMNPR agreement reflect all the outstanding PMNPR agreements going back to CY 2011 that

the Postal Service has identified after its thorough search of all its known sources for contracts over the past two weeks. As discussed previously in its response to Commission Order No. 3714, the Postal Service has recently established new procedures for 2017, which puts the Postal Service in a much better position to track PMNPR agreements, and prevent similar instances of missing agreements in the future. Therefore, in accordance with Order No. 3735, the Postal Service respectfully submits the attached certification in Attachment A.

Respectfully submitted,

UNITED STATES POSTAL SERVICE  
By its attorneys:

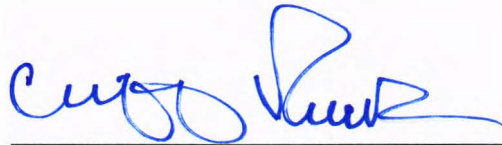
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January 23, 2017

**ATTACHMENT A****CERTIFICATION PROVIDED IN RESPONSE TO COMMISSION ORDER NO. 3735**

I, Cliff Rucker, Senior Vice President, Sales & Customer Relations, United States Postal Service, hereby certify to the best of my knowledge, information, and belief, that the Sales Department has identified all Priority Mail—Non-Published Rates (PMNPR) agreements in effect during calendar years 2011 through 2016 to the Law Department. I have reviewed the Postal Service's Notice provided in response to Commission Order No. 3735, and it contains complete information on the effective dates and termination dates, where applicable, for all six PMNPR agreements listed. These six PMNPR agreements represent all remaining PMNPR agreements that the Sales Department has identified after an exhaustive search of the Postal Service's records.



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Cliff Rucker  
Senior Vice President  
Sales & Customer Relations

Date: January 23, 2017